

AN ORDINANCE approving the awarding of Reference #976 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and MIDWEST TILE & CONCRETE PRODUCTS, INC. AND UNDERGROUND PIPE & VALVE, INC. for the Water Pollution Control Maintenance Department.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #976 between the City of Fort Wayne, by and through its Department of Purchasing and MIDWEST TILE & CONCRETE PRODUCTS, INC. AND UNDERGROUND PIPE & VALVE, INC. for the Water Pollution Control Maintenance Department, respectfully for:


the purchase of sewer construction materials during 1991 for the Water Pollution Control Maintenance Department;

involving a total cost of Eighty Thousand and no/100+/- Dollars (\$80,000.00+/-) - (MIDWEST TILE - \$65,000.00+/-; UNDERGROUND - \$15,000.00+/-), all as more particularly set forth in said Reference #976 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


Councilmember

APPROVED AS TO FORM
AND LEGALITY


J. Timothy McCaulay, City Attorney

REF. NO.: 976
DEPT.: WPC MAINTENANCE
DATE: 1/22/91
ITEM/SERV.: SEWER CONST MATERIAL

PURCHASING INFORMATION

ADVERTISED BID: YES
DATES ADVERTISED: 11/12/90 & 11/19/90
OPENING DATE: 12/13/90
WRITTEN QUOTE:
DUE DATE:
VERBAL QUOTE:
SINGLE SOURCE:
NO. OF VENDORS NOTIFIED: 10
NO. OF VENDORS RECEIVING BID: 7
NO. OF VENDORS RETURNING BID: 4
NO. OF VENDORS DISQUALIFIED: 0
NO. OF VENDORS NOT RESPONDING: 6
DATE SENT TO DEPT FOR RECOMM.: 12/13/90
DATE RECOMMENDATION REC'D IN PURCH: 1/14/91
COUNCIL INFORMATION DATES SENT EXTENSION DATES
DATE INFO SENT TO LAW DEPT.: 1/22/91
INTRODUCTION DATE: 1/22/91
DISCUSSION DATE: 2/5/91
PASSAGE DATE: 2/12/91
ORDINANCE NO.:

REFERENCE NO. 976
SEWER CONSTRUCTION MATERIALS
WPC MAINTENANCE

DESCRIPTION	TREATY CO	UNDERGROUND	E J P	MIDWEST TILE
CAST IRON TRAPS	\$188.60	\$172.00	N/B	\$195.00
CATCH BASINS	\$161.00	\$147.00	N/B	\$143.00
CASTING-CONCRETE	\$172.50	\$157.00	N/B	\$154.50
CASTING-MANHOLE BOLT DOWN	\$141.45	\$129.00	N/B	\$127.00
CASTING-MANHOLE STANDARD	\$125.35	\$109.00	N/B	\$113.35
CASTING-ROLL BACK	\$147.20	\$134.00	N/B	\$131.85
PRECAST CATCH BASINS	N/B	\$358.00	N/B	\$324.50
BOTTOM SECTION	N/B	\$145.00	N/B	\$161.70
TOP SECTION	N/B	ALTERNATE	N/B	\$67.80
STANDARD MANHOLE CAP	N/B	\$86.00	N/B	\$95.00
PRECAST INLET	N/B	N/B	N/B	\$75.00
PRECAST MANHOLES:				
1' STACK	N/B	ALTERNATE	N/B	\$33.90
2' STACK	N/B	ALTERNATE	N/B	\$67.80
3' STACK	N/B	ALTERNATE	N/B	\$101.70
4' STACK	N/B	\$131.00	N/B	\$135.60
5' STACK	N/B	N/B	N/B	N/B
PRECAST CONCRETE MANHOLE CAP	N/B	\$86.00	N/B	\$95.00
PRECAST CONCRETE CONES:				
2' CONE	N/B	ALTERNATE	N/B	\$67.80
3' CONE	N/B	ALTERNATE	N/B	\$101.70
CLAY TO PLASTIC-FRENCO ADAPTER:				
4"	\$1.84	\$1.55	\$2.17	\$2.48
6"	\$3.93	\$3.90	\$4.66	\$5.45
8"	\$6.08	\$6.03	\$7.20	\$8.42
10"	\$8.25	\$8.17	\$9.76	\$11.58
12"	\$9.87	\$9.78	\$11.68	\$13.85
15"	\$16.90	\$16.74	\$19.98	\$23.75
18"	\$42.44	\$42.03	\$50.20	\$62.20
CLAY TO CLAY-FRENCO ADAPTER:				
4"	\$1.84	\$1.55	\$2.17	\$2.48
6"	\$3.93	\$3.90	\$4.66	\$5.45
8"	\$6.08	\$6.03	\$7.20	\$8.42
10"	\$8.25	\$8.17	\$9.76	\$11.58
12"	\$9.87	\$9.78	\$11.68	\$13.85
15"	\$16.90	\$16.74	\$19.98	\$23.75
18"	\$39.26	\$38.90	\$47.90	\$53.06
PLASTIC TO PLASTIC-FERNCO ADAPTER:				
4"	\$1.84	\$1.55	\$2.17	\$2.48
6"	\$3.93	\$3.90	\$4.66	\$5.45
8"	\$6.08	\$6.03	\$7.20	\$8.42

10"	\$8.25	\$8.17	\$9.76	\$11.58
12"	\$9.87	\$9.78	\$11.68	\$13.85
15"	\$16.90	\$16.74	\$19.98	\$23.75
18"	\$35.18	\$34.83	\$41.63	\$50.00

CEMENT WIRE REINFORCED
RISER RINGS:

2"	N/B	\$9.50	N/B	\$10.80
3"	N/B	\$10.50	N/B	\$10.80
4"	N/B	\$12.50	N/B	\$10.80

PVC SDR 35 PIPE PER FOOT:

4"	\$0.63	\$0.60	\$0.61	\$0.59
6"	\$1.34	\$1.26	\$1.31	\$1.20
8"	\$2.26	\$2.21	\$2.22	\$2.17
10"	\$3.78	\$3.54	\$3.71	\$3.39
12"	\$5.47	\$5.04	\$5.36	\$4.83
15"	\$8.15	\$7.78	\$7.98	\$7.22
18"	\$12.60	\$12.04	\$12.35	N/B

PVC SDR 40 PIPE PER FOOT:

4"	\$1.22	\$1.12	\$1.20	\$1.07
6"	\$2.14	\$2.08	\$2.11	\$1.99
8"	\$3.23	\$3.12	\$3.17	\$3.05
10"	N/B	\$4.50	\$4.68	\$4.75
12"	N/B	\$5.86	\$5.97	\$6.35
15"	N/B	N/B	N/B	N/B
18"	N/B	N/B	N/B	N/B

CONCEAL	N/B	\$6.00	N/B	\$7.00
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FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 12-13-90 @ 11:00 AM BID REFERENCE # 976

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR SEWER CONSTRUCTION MATERIALS
PER SPECIFICATIONS FOR 1991

AND REQUESTED BY WATER POLLUTION CONTROL MAINTENANCE

THIS BID REQUIRES A XXXX \$1000.00 BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: %
IF PAID WITHIN DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME MIDWEST TILE & CONCRETE PRODUCTS, INC.

STREET ADDRESS 4309 WEBSTER ROAD

CITY WOODURN, IN 46797 PHONE # 749-5173

BY Joseph A. Schaeffer Sec. Treas
REPRESENTATIVE SIGNATURE

ESTIMATED QUANTITIES ON ALL ITEMS ARE 1 - 100

PART NO.	ITEM	UNIT PR
5944	12" CAST IRON TRAPS	\$ 195.00
7010	CATCH BASINS W/BACK SEE EXH "A"	\$ 143.00
5100	CASTING - CONCRETE CUTTER TYPE SEE EXH "B"	\$ 154.50
1120PT	CASTING - MANHOLE, BOLT DOWN SEE EXH "C"	\$ 127.00
1875	CASTING - MANHOLE, STANDARD SEE EXH "D"	\$ 113.35
7490	CASTING - ROLL BACK SEE EXH "E"	\$ 131.85
	PRECAST CATCH BASINS, FT WAYNE STAND, SEE EXH "F"	\$ 324.50
	BOTTOM SECTION TO BE 3' W/BOTTOM ATTACHED	\$ 161.70
	TOP SECTION TO BE 2' W/CUT OUT FOR 12" TILE	\$ 67.80
	STANDARD MANHOLE CAP	\$ 95.00
	PRECAST INLETS, FT WAYNE STAND SEE EXH "G"	\$ 75.00
	PRECAST MANHOLES, FT WAYNE STAND, SEE EXH "H"	
	1' STACK	\$ 33.90 ea.
	2' STACK	\$ 67.80 ea.
	3' STACK	\$ 101.70 ea.
	4' STACK	\$ 135.60
	5' STACK	\$ -----
	PRECAST CONCRETE MANHOLE CAP	\$ 95.00
	PRECAST CONCRETE CONES, FT WAYNE STAND, SEE EXH "I"	
	2' CONE	\$ 67.80
	3' CONE	\$ 101.70
	CLAY TO PLASTIC - FERNCO ADAPTERS	
	4"	\$ 2.48
	6"	\$ 5.45
	8"	\$ 8.42
	10"	\$ 11.58
	12"	\$ 13.85
	15"	\$ 23.75
	18"	\$ 62.20
	CLAY TO CLAY - FERNCO ADAPTERS	
	4"	\$ 2.48
	6"	\$ 5.45
	8"	\$ 8.42
	10"	\$ 11.58
	12"	\$ 13.85
	15"	\$ 23.75
	18"	\$ 53.06
	PLASTIC TO PLASTIC - FERNCO ADAPTERS	
	4"	\$ 2.48
	6"	\$ 5.45
	8"	\$ 8.42
	10"	\$ 11.58
	12"	\$ 13.85
	15"	\$ 23.75
	18"	\$ 50.00

CEMENT WIRE REINFORCED RISER RINGS

2"	\$ 10.80
3"	\$ 10.80
4"	\$ 10.80

PVC SDR 35 PIPE PER FOOT

4"	\$.59
6"	\$ 1.20
8"	\$ 2.17
10"	\$ 3.39
12"	\$ 4.83
15"	\$ 7.22
18"	\$ ---

PVC SDR 40 PIPE PER FOOT

4"	\$ 1.07
6"	\$ 1.99
8"	\$ 3.05
10"	\$ 4.75
12"	\$ 6.35
15"	\$ _____
18"	\$ _____

CONCEAL

\$ 7.00

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.3)
(Please type or print)

Date: Dec. 10, 1990
 1. Governmental Unit: Water Pollution Control Maintenance-Fort Wayne
 2. County: Allen
 3. Bidder (Firm): Midwest Tile & Concrete Products, Inc.
 Address: 4309 Webster Road
 City/State: Woodburn, IN 46797
 4. Telephone Number: (219) 749-5173
 5. Agent of Bidder (if applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to WPCM-Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Joseph A. Schaeffer Sec. Treas
 Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Allen COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Midwest Tile & Concrete
 Bidder (Firm)

Joseph A. Schaeffer Sec. Treas
 Signature of Bidder or Agent

Subscribed and sworn to before me this 10th day of December, 1990.

My Commission Expires: 12/7/93

County of Residence: Allen

Beverly A. Hirsch
 Notary Public

Beverly A. Hirsch
 Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: _____

Date: _____

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 12-13-90 @ 11:00 AM BID REFERENCE # 976

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR SEWER CONSTRUCTION MATERIALS
PER SPECIFICATIONS FOR 1991

AND REQUESTED BY WATER POLLUTION CONTROL MAINTENANCE

THIS BID REQUIRES A XXXX \$1000.00 BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____%
IF PAID WITHIN 30 DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Underground Pipes & Valve Co.
STREET ADDRESS 617 Ley Road
CITY FT WAYNE PHONE # 4831457
BY Phillip A. Martino
REPRESENTATIVE SIGNATURE

ESTIMATED QUANTITIES ON ALL ITEMS ARE 1 - 100

PART NO.	ITEM	UNIT PR
5944	12" CAST IRON TRAPS	\$ <u>172 00</u>
7010	CATCH BASINS W/BACK SEE EXH "A"	\$ <u>147 00</u>
5100	CASTING - CONCRETE CUTTER TYPE SEE EXH "B"	\$ <u>157 00</u>
1120PT	CASTING - MANHOLE, BOLT DOWN SEE EXH "C"	\$ <u>129 00</u>
1875	CASTING - MANHOLE, STANDARD SEE EXH "D"	\$ <u>109 00</u>
7490	CASTING - ROLL BACK SEE EXH "E"	\$ <u>134 00</u>
	PRECAST CATCH BASINS, FT WAYNE STAND, SEE EXH "F"	\$ <u>358 00</u>
	BOTTOM SECTION TO BE 3' W/BOTTOM ATTACHED	\$ <u>145 00</u>
	TOP SECTION TO BE 2' W/CUT OUT FOR 12" TILE	\$ <u>No Quote - SEE ALTERNATE Pg. 3</u>
	STANDARD MANHOLE CAP	\$ <u>86 00</u>
	PRECAST INLETS, FT WAYNE STAND SEE EXH "G"	\$ <u>No Quote</u>
	PRECAST MANHOLES, FT WAYNE STAND, SEE EXH "H"	
	1' STACK	\$ <u>No Quote - SEE ALTERNATE Pg. 3</u>
	2' STACK	\$ <u>No Quote - SEE ALTERNATE Pg. 3</u>
	3' STACK	\$ <u>No Quote - SEE ALTERNATE Pg. 3</u>
	4' STACK	\$ <u>131 00</u>
	5' STACK	\$ <u>No Quote</u>
	PRECAST CONCRETE MANHOLE CAP	\$ <u>86 00</u>
	PRECAST CONCRETE CONES, FT WAYNE STAND, SEE EXH "I"	
	2' CONE	\$ <u>No Quote</u>
	3' CONE	\$ <u>Quote</u> ALTERNATE Pg. 3
	CLAY TO PLASTIC - FERNCO ADAPTERS	
	4"	\$ <u>1 55</u>
	6"	\$ <u>3 90</u>
	8"	\$ <u>6 03</u>
	10"	\$ <u>8 17</u>
	12"	\$ <u>9 78</u>
	15"	\$ <u>16 74</u>
	18"	\$ <u>42 03</u>
	CLAY TO CLAY - FERNCO ADAPTERS	
	4"	\$ <u>1 55</u>
	6"	\$ <u>3 90</u>
	8"	\$ <u>6 03</u>
	10"	\$ <u>8 17</u>
	12"	\$ <u>9 78</u>
	15"	\$ <u>16 74</u>
	18"	\$ <u>38 90</u>
	PLASTIC TO PLASTIC - FERNCO ADAPTERS	
	4"	\$ <u>1 55</u>
	6"	\$ <u>3 90</u>
	8"	\$ <u>6 03</u>
	10"	\$ <u>8 17</u>
	12"	\$ <u>9 78</u>
	15"	\$ <u>16 74</u>
	18"	\$ <u>34 83</u>

CEMENT WIRE REINFORCED RISER RINGS

2"	\$ <u>9 50</u>
3"	\$ <u>10 50</u>
4"	\$ <u>12 50</u>

PVC SDR 35 PIPE PER FOOT

4"	\$ <u>.60</u>
6"	\$ <u>1 26</u>
8"	\$ <u>2 21</u>
10"	\$ <u>3 34</u>
12"	\$ <u>5 04</u>
15"	\$ <u>7 78</u>
18"	\$ <u>12 04</u>

PVC SDR 40 PIPE PER FOOT

4"	\$ <u>1 12</u>
6"	\$ <u>2 08</u>
8"	\$ <u>3 12</u>
10"	\$ <u>4 50</u>
12"	\$ <u>5 86</u>
15"	\$ <u>No Quote</u>
18"	\$ <u>No Quote</u>

CONCEAL

\$ 6 00

ALTERNATE BID PAGE

PRECAST CATCH BASIN

TOP SECTION IS 32" W/CUT OUT FOR 12" TILE

127⁰⁰

PRECAST MANHOLES

16" STACK

44⁰⁰

32" STACK

88⁰⁰

PRECAST CONCRETE CONE

33" CONE

90⁰⁰

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: 12/10/90

1. Governmental Unit: Department of Purchasing City of Fort Wayne

2. County: Allen County

3. Bidder (Firm): Underground Pipe & Valve, Inc.

Address: 617 Ley Road

City/State: Fort Wayne, IN

4. Telephone Number: 219-483-1457

5. Agent of Bidder (if applicable): N/A

Pursuant to notices given, the undersigned offers bid(s) to Dept. of Purchasing (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

James P. Butler
Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
St Joseph COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Underground Pipe & Valve
Bidder (Firm)
James P. Butler
Signature of Bidder or Agent

Subscribed and sworn to before me this 10 day of December, 19 90.

My Commission Expires: Sept 9, 1992
County of Residence: St Joseph

Helen Luock
Notary Public

Helen Luock
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members:

Date: _____

AMERICAN STATES INSURANCE COMPANY

INDIANAPOLIS, INDIANA

BID OR PROPOSAL BOND

Know all Men by these Presents,

That we, UNDERGROUND PIPE AND VALVE, INC.

of SOUTH BEND, INDIANA (hereinafter called the Principal),
as Principal, and AMERICAN STATES INSURANCE COMPANY (hereinafter called the
Surety), as Surety, are held and firmly bound unto CITY OF FORT WAYNE, FORT WAYNE, IN.

(hereinafter called the Obligee) in the penal sum of ONE THOUSAND AND no/100
Dollars (\$ 1,000.00) for the payment of which the Principal
and the Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly
and severally, firmly by these presents.

SIGNED and SEALED this 13th day of DECEMBER 1990.

THE CONDITION OF THIS OBLIGATION IS SUCH, That, whereas the Principal
has submitted or is about to submit a proposal to the Obligee on a contract for _____
sewer construction materials per specs for 1991

NOW, THEREFORE, if the said contract be timely awarded to the Principal and the Princi-
pal shall, within such time as may be specified, enter into the contract in writing, and give bond, if
bond be required, with surety acceptable to the Obligee for the faithful performance of the said con-
tract, then this obligation shall be void; otherwise to remain in full force and effect.

UNDERGROUND PIPE AND VALVE, INC.

James P. Rytter
AMERICAN STATES INSURANCE COMPANY

By Barbara L. Horvath

Attorney-in-Fact



American States Insurance Company

INDIANAPOLIS, INDIANA

505-420

KNOW ALL MEN BY THESE PRESENTS, that American States Insurance Company, a Corporation duly organized and existing under the laws of the State of Indiana, and having its principal office in the City of Indianapolis, Indiana, hath made, constituted and appointed, and does by these presents make, constitute and appoint _____

--LYMAN C. CURTIS, CURTIS A. FEY, BARBARA L. HORVATH, KAREN M. BAUER OR BENNY C. BENDIT--

of South Bend and State of Indiana
its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, contracts of indemnity and other conditional or obligatory undertakings, provided, however,
that the penal sum of any one such instrument executed hereunder shall not exceed
TWO HUNDRED FIFTY THOUSAND AND NO/100 (\$250,000.00) DOLLARS

and to bind the Corporation thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the common seal of the Corporation and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. This Power of Attorney is executed and may be revoked pursuant to and by authority granted by Section 7.07 of the By-Laws of the American States Insurance Company, which reads as follows:

"The Chairman, the President or any vice-president (including any Executive Vice President, Senior Vice President, Second Vice President or Assistant Vice President) shall have power, by and with the concurrence with the any other officer of the Corporation, to appoint Attorneys-in-Fact as the business of the Corporation may require and to authorize any such person to execute, on behalf of the Corporation, any bonds, recognizances, stipulations and undertakings, whether by way of surety or otherwise."

IN WITNESS WHEREOF, American States Insurance Company has caused these presents to be signed by its Vice-President, attested by its

Assistant Vice-President and its corporate seal to be hereto affixed this 26th day of June

A.D. 19 90

AMERICAN STATES INSURANCE COMPANY

ATTEST:

[Signature]
Assistant Vice-President

By

[Signature]
Second Vice-President



STATE OF INDIANA }
COUNTY OF MARION } SS

On this 26th day of June, A.D., 19 90, before me personally came

Joseph F. Heim

, to me known, who being by me duly sworn, acknowledged the execution of the above instrument and did depose and say: that he is a Vice-President of American States Insurance Company; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of the Board of Directors of said Corporation; and that he signed his name thereto under like authority. And said _____

Joseph F. Heim further said that he is acquainted with John J. Rosich and knows him to be the Assistant Vice-President of said Corporation; and that he executed the above instrument.

CAROLYN STRADER, NOTARY PUBLIC
MARION COUNTY, STATE OF INDIANA
MY COMMISSION EXPIRES: 2/5/93

[Signature]
Notary Public



STATE OF INDIANA }
COUNTY OF MARION } SS

I, John J. Rosich, the Assistant Vice-President of AMERICAN STATES INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said AMERICAN STATES INSURANCE COMPANY, which is still in force and effect.

This Certificate may be signed and sealed by facsimile under and by the authority of Section 8.03 of the By-Laws of AMERICAN STATES INSURANCE COMPANY which reads as follows:

"All policies and other instruments of insurance issued by the Corporation shall be signed on behalf of the Corporation by the Chairman, the President or any vice-president (including any Executive Vice President, Senior Vice President, Vice President, Second Vice President or Assistant Vice President) and the secretary, or an assistant secretary, or other officer, whose signatures, if the instrument is duly countersigned by an authorized representative of the Corporation, may be facsimiles. Such signatures and facsimiles thereof shall be authorized and binding upon the Corporation notwithstanding the fact that any such officer shall have ceased to be such officer at the time such policy or other instrument of insurance shall have been actually issued by the Corporation."

In witness whereof, I have hereunto set my hand and affixed the seal of said Corporation, this 13th day of December

A.D., 19 90

[Signature]
Assistant Vice-President



Read the first time in full and on motion by Burns, seconded by Edmonds, and duly adopted, read the second time in full and referred to the Committee on City Statutes (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock, _____ M., E.S.T.

DATED: 1-22-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Edmonds, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>9</u>			
BRADBURY	<u>✓</u>			
BURNS	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
REDD	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 2-12-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. S-35-91 on the 12th day of February, 1991,

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

ATTEST
Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of February, 1991, at the hour of 1:30 o'clock PM, E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 18th day of February, 1991, at the hour of 3:00 o'clock PM, E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 976 for the purchase of sewer construction materials for the Water Pollution Control Maintenance Department for 1991. The cost reflects the lowest and most responsive of four (4) vendors.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: Annual construction maintenance materials.

IF REPLACEMENT, WHAT NECESSITATES:

J-91-01-45

EFFECT OF NON-PASSAGE: Will not be able to maintain sewage distribution system.

PRIOR APPROVAL REQUESTED:

MONIES INVOLVED: Midwest Tile \$65,000.00 +/-
Underground Pipe \$15,000.00 +/-

PRICE AGREEMENT: Yes

PURCHASE ORDER:

WPC Maint 514-532-M711-4299

PRIOR APPROVAL:
(IF APPLICABLE)

DATE:

BILL NO. S-91-01-45

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN
CHARLES B. REDD, VICE CHAIRMAN
EDMONDS, LONG, SCHMIDT

WE, YOUR COMMITTEE ON City Utilities TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding
of Reference #976 by the City of Fort Wayne, Indiana, by
and through its Department of Purchasing and MIDWEST TILE & CONCRETE
PRODUCTS, INC. AND UNDERGROUND PIPE & VALVE, INC. for the
Water Pollution Control Maintenance Department

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Paul M. Burns
Charles B. Redd
c. n. Edmonds

DATED:

2-12-91

Sandra E. Kennedy
City Clerk